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Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

SINA MIRTORABI AND LEILA DJEMA,

Plaintiffs,

v.

MICHAEL CHERTOFF, Secretary
 EMILIO T. GONZALEZ, Director, CIS
 DONALD NEUFELD, CSC Director
 Department of Homeland Security,

Defendants.

No. C 07-0379 JW

**PARTIES' JOINT REQUEST TO BE
 EXEMPT FROM FORMAL ADR
 PROCESS**

Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

Here, the parties agree that referral to a formal ADR process will not be beneficial because this mandamus action is limited to plaintiff's request that this Court compel defendants to adjudicate the applications for adjustment of status. Given the substance of the action and the lack of any potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be

1 removed from the ADR Multi-Option Program and that they be excused from participating in the
2 ADR phone conference and any further formal ADR process.

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4 Dated: May 11, 2007

Respectfully submitted,

5 SCOTT N. SCHOOLS
6 United States Attorney

7
8 /s/
9 ILA C. DEISS
Assistant United States Attorney
Attorney for Defendants

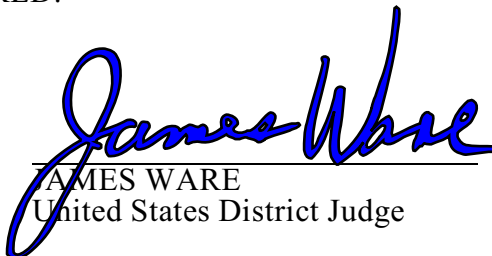
10
11 Dated: May 11, 2007

12 /s/
13 CHRISTINA LEE
Attorney for Plaintiffs

14 **ORDER**

15 Pursuant to stipulation, IT IS SO ORDERED.

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18 Date: May 18 2007

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JAMES WARE
United States District Judge